

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**RULE 7.1.1 CERTIFICATION**

I hereby certify that the subject of the foregoing motion has been raised with counsel for the defendant, and the parties have not been able to reach agreement.

*/s/ Jack B. Blumenfeld*

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Jack B. Blumenfeld (#1014)

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on June 5, 2008, I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing(s) to the following:

William J. Marsden, Jr.  
FISH & RICHARDSON P.C.

I also certify that copies were caused to be served on June 5, 2008 upon the following in the manner indicated:

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